



12-8-05

EXPRESS MAIL NO.: EV 346 794 455 US

TFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Coyle et al.

Confirmation No. 2689

Application No.: 10/822,260

Group Art Unit: 3736

Filing Date: April 9, 2004

Examiner: R.L. Nasser

For: SYSTEMS AND METHODS FOR
RESPIRATORY EVENT DETECTION

Atty Docket No.: 85167-73300

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Pursuant to applicants' duty of disclosure under 37 C.F.R. 1.56, enclosed is a Form PTO-1449 listing twenty-seven (27) references for the Examiner's review and consideration

It is respectfully requested that these references be made of record in this application by the Examiner's completion and return of the PTO Form 1449.

No fee or certification is believed to be due for this submission since it is believed that these references are being submitted before the mailing of the first Office Action on the merits. Should any fees be required, however, please charge such fees to **Winston & Strawn LLP** Deposit Account No. 50-1814.

Respectfully submitted,

Date December 6, 2005

Dwight Renfrew
for Allan A. Fanucci

(Reg. No. 38,594)
(Reg. No. 30,256)

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CUSTOMER NO. 28765

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Enclosures



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Applicant: Coyle et al.
Serial No: 10/822,260
Title: SYSTEMS AND METHODS FOR
RESPIRATORY EVENT DETECTION
Filed: April 9, 2004
Examiner: R.L. Nasser
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Docket No.: 85167-73300 (formerly 10684-035-999 then
0001733USU/2053)
Confirmation No.: 2689

LETTER TO EXAMINER

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

The undersigned attorney for the Applicants thanks the Examiner for the opportunity to discuss by telephone the outstanding Restriction Required that was received by telephone in connection with the above identified application. This Letter records the results of that discussion, which occurred on December 6, 2005.

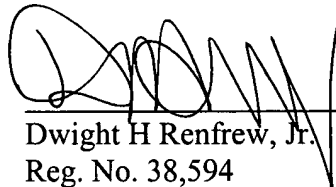
Agreement was reached to modify the restriction requirement by combining groups 3 and 4 into a single group. As a result, the restriction requirement now reads:

group 1	claims 1-29 and 75-79
group 2	claims 30-40
combined groups 3 and 4	claims 41-70
group 5	claims 71-74

Applicants confirm their acceptance with traverse of the modified restriction requirement and their election of combined groups 3 and 4, claims 41-70, for prosecution in the current application.


Respectfully submitted,

December 6, 2005
Date:



Dwight H Renfrew, Jr.
Reg. No. 38,594
For: Allan A. Fanucci
Reg. No. 30,256
Attorneys for the Applicants

Enclosure

 <p>LIST OF REFERENCES CITED BY APPLICANT Form PTO-1449 (Use several sheets if necessary)</p> <p>Sheet 1 of 2</p>	ATTY. DOCKET NO.:	APPLICATION NO.:
	85167-73300	10/822,260
	APPLICANT:	
	Coyle et al.	
	FILING DATE:	GROUP:
	April 9, 2004	3736

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	CITE NO.	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		4308872	01-05-82	Watson et al.			
		4373534	02-15-83	Watson			
		4452252	06-05-84	Sackner			
		4456015	06-26-84	Sackner			
		4648407	03-10-87	Sackner			
		4777962	10-18-88	Watson et al.			
		4807640	02-28-89	Watson et al.			
		4815473	03-28-89	Watson et al.			
		4834109	05-30-89	Watson			
		4860766	08-29-89	Sackner			
		4986277	01-22-91	Sackner			
		5040540	08-20-91	Sackner			
		5159935	11-03-92	Sackner et al.			
		5178151	01-12-93	Sackner			
		5301678	04-12-94	Wilson et al.			
		5331968	07-26-94	Williams et al.			
		5588425	12-31-96	Sackner et al.			
		6015388	01-18-00	Sackner et al.			
		6047203	04-04-00	Sackner et al.			
		6341504	01-29-02	Istook			
		6413225	07-02-02	Sackner et al.			
		6551252	04-22-03	Sackner et al.			
		6783498	08-31-04	Sackner et al.			
		5348008	09-20-94	Bornn et al.			
		5353793	10-11-94	Bornn et al.			
		2005/0054941	03-10-05	Ting et al.			
		2005/0228234	10-13-05	Yang			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

NON-PATENT DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>								
EXAMINER					DATE CONSIDERED			
<p>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>								